

STATE OF TEXAS

COUNTY OF BRAZORIA

CITY OF LAKE JACKSON

BE IT KNOWN that the City Council of the City of Lake Jackson met on Tuesday, January 2, 2018 at 6:30 p.m. in Regular Session at 25 Oak Drive, Lake Jackson, Texas, in the Council Chambers at the Lake Jackson City Hall with the following in attendance:

Joe Rinehart, Mayor  
Buster Buell, Council member  
Will Brooks, Council member  
Matt Broaddus, Council member  
Tim Scott, Council member  
Gerald Roznovsky, Council member

William P. Yenne, City Manager  
Modesto Mundo, Asst. City Manager  
Alice A. Rodgers, City Secretary  
Sherri Russell, City Attorney  
Rick Park, Police Chief  
Sal Aguirre, City Engineer  
John Boehm, Asst. to City Manager  
Jeremy Bubnick, Parks & Rec Director  
Eddie Herrera, Engineering Tech  
Jose Sanchez, Personnel Director  
Athelstan Sanchez, Asst. City Engineer

PLEDGE OF ALLEGIANCE

Council member Broaddus led the pledge of allegiance to the flags.

INVOCATION

Council member Buell led the invocation.

VISITORS

There were no visitors to speak on a non-agenda item.

COMMENDATIONS

There were no commendations.

PRESENTATIONS

There were no presentations.

CONSENT AGENDA

- A. Approval of Minutes – December 18, 2017
- B. Boards and Commissions
- C. Resolution Amending the Personnel Policy Regarding Catastrophic Events

On motion by Council member Roznovsky second by Council member Buell with all members present voting “aye” the consent agenda was approved as follows:

- A. Approval of Minutes – December 18, 2017
- B. Boards and Commissions
- C. Resolution Amending the Personnel Policy Regarding Catastrophic Events

DISCUSS AND CONSIDER REQUEST TO WAIVE LIENS IN THE AMOUNT OF \$4,798.97 FOR 138 SPRUCE – ANGIE FLORES

Angie Flores, 602 Tall Timber, West Columbia stated she is a potential buyer for this property. She is trying to buy this property in a short sale. She has been working on this for 3 months. She finally received approval from the lender. They are waiting for Rushmore to show they are the owner. It was thought that Chase owned the property for some time. Rushmore does not have the paper work. There is a closing date set for next Friday if all the paper work could be found. She has a lot of work to do on the house. She asked if the liens could be waived. She isn't the owner and is only asking for this if she gets a closing date to buy the property.

Council member Roznovsky asked why she is paying the lien and not the bank.

Ms. Flores stated this is a short sell and the bank would only agree to a certain amount.

David Walton stated this is one of two homes being considered by the Dangerous Structure Determination Board for demolition. What is holding up the demolition of this property is an agreement between Ms. Flores and the DSDB regarding the sale of the property. The \$4,798.97 is good through the end of January. It would be the opinion of code enforcement that should council decide to waive liens it be limited to the accrued interest charges of \$1,723.71 that began in 2010. Hard costs of \$3,075.26 were expended by the city to pay contractors, administrative time, and county recording fees.

Mr. Yenne stated that Mr. Walton's suggestion was to waive the interest and ask that the principal is paid.

Council member Buell stated he did not have a problem waiving the interest.

Council member Brooks asked what was the city's total amount spent.

Mr. Yenne stated \$3,075.26. The interest is all that is being talked about waiving.

Council member Broaddus asked if this would affect the budget in any way.

Mr. Yenne stated this is not something that is factored in when the budget is done. The intent of the liens is you are eventually get the money back that the city spent.

Council member Scott asked if there were other houses in this position.

Mr. Walton stated that this is always done at Council's discretion. There are other houses that the city maintains due to nonresident owners or owners who don't care. The city does do lawn and yard maintenance on some properties. Those cost, after notice to the property owner are attached to the property by placing liens on the property. We do eventually get reimbursed for those monies. City ordinance states that interest is 10% per annum. That can add up.

Council member Broaddus asked who we have we invoiced for this.

David Walton stated that every attempt is made to reach the owners. In this case that has been futile.

At that point, we invoice the property. Every year we are required to post our intention to do maintenance. That includes notification to the last owners of record. For that we use the Brazoria County Appraisal District information as well as utility billing. Up until this point we have not had anybody that has showed an interest in the home. There has been some work done by the maintenance companies such as retarping the roof or closing up the building. The maintenance companies are not in a position to make any decisions.

On motion by Council member second by Council member with all members present voting “aye” approval was granted to forgive the interest in the amount of \$1,723.71 contingent on the sale of the property to Ms. Angie Flores.

DISCUSS AND CONSIDER CONCERNS FROM MR. MCAIN ON THE ENFORCEMENT OF THE CITY’S NOISE ORDINANCE

Mr. McCain was not present to discuss this issue.

DISCUSS AND CONSIDER APPOINTING MICHAEL CLOETER TO THE TRAFFIC COMMISSION TO FILL THE UNEXPIRED TERM OF BARRY TIDWELL

Michael Cloeter was present to answer any questions.

On motion by Council member Buell second by Council member Brooks with all members present voting “aye” Michael Cloeter was appointed to serve on the Traffic Commission to fill the unexpired term of Barry Tidwell.

AWARD BID FOR THE REPLACEMENT OF THE ADULT SOFTBALL COMPLEX FENCING AT MACLEAN PARK TO HURRICANE FENCE COMPANY IN AN AMOUNT NOT TO EXCEED \$186,086.00

Jeremy Bubnick was present to answer any questions.

This bid proposal is for the replacement of the fencing of the Adult Softball Complex at MacLean Park. Hurricane Fence Company was the only bid received.

They will replace one field at a time and estimate that it will take about 8-12 weeks total. I am shooting for an April 1 completion date to be safe. Our softball leagues will be able to continue throughout the project.

On motion by Council member Roznovsky second by Council member Scott with all members present voting “aye” bid was awarded for the replacement of the adult softball complex fencing at MacLean Park to Hurricane Fence Company in an amount not to exceed \$186,086.00.

UPDATE ON DRAINAGE IN THE PARKWOOD SUBDIVISION NEAR MOSS, CHESTNUT AND PALM LANE

Athelstan Sanchez, was present to answer any questions.

Phase I: Completed

Phase II (approx. 70% Completion):

In the process of reviewing the Hydrology & Hydraulic (H&H) models for the existing conditions of coverage under this phase.

Phase III & Futures Phases:

Continue scanning hard copy drawings showing drainage infrastructures and sending electronic images of such to Freese & Nichols (FNI). FNI will use these drawings to determine a survey cost

estimate that will be worked into the proposal.

#### UPDATE ON CONSTRUCTION PROJECTS

- a. CONSTRUCTION FUNDS FINANCIAL UPDATE
- b. SIDEWALK PROJECTS
- c. UTILITY REPAIR PROJECTS
- d. DRAINAGE REPAIR PROJECTS
- e. SOUTH PARKING PLACE

#### ITEMS OF COMMUNITY INTEREST

Mayor Rinehart asked that the city attorney and staff get together on the sign ordinance as it pertains to election signs and bring the information back to the next meeting.

Council member Roznovsky stated that with the fire that happened recently in his neighborhood, his family happen to drive by and were able to offer some assistance to the family. They were impressed with how quick the fire and police arrived on scene.

Council member Roznovsky stated that in his neighborhood on New Year's Eve there was distinctly gun fire. Chief Park stated there were reports of the same around town.

Council member Broaddus commented on the fire department response for the fire on Any Way.

Council member Brooks stated he may be at A&M during the Strategic Plan Session on January 22<sup>nd</sup>.

Mr. Yenne stated that the Firemen's banquet will be at the Civic Center the same time the MLK banquet will be held at the academic center on January 13<sup>th</sup>

#### ADJOURNMENT

There being no further business the meeting adjourned at 6:53 p.m.

These minutes read and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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Joe Rinehart, Mayor

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Alice A. Rodgers, City Secretary